

1 On September 1, 2005, the Court issued an Order Setting Initial Case Management
2 Conference in the above-captioned action, scheduling the CMC for January 4, 2006. On
3 September 15, 2005, Defendant Lisa Bradley filed a Motion to Dismiss the Complaint under
4 FRCP 12(b)(6) and Memorandum in Support. On September 30, 2005, Plaintiff filed a Motion
5 to Remand and Memorandum in Support. Plaintiff subsequently filed a Motion for Leave to
6 Amend Complaint and Memorandum in Support on October 6, 2005. The parties submitted
7 timely oppositions to Plaintiff's motions, and the Court heard oral argument on December 7,
8 2005.

9 While the motions were under submission, and in response to the parties' Stipulation
10 and Proposed Order Extending Deadlines, the Court entered an Order on December 16, 2005,
11 continuing the deadline for the Case Management Conference to the next Wednesday following
12 21 days after entry of any Order denying Plaintiff's Motion to Remand. On December 22,
13 2005, the Court issued an Order Granting Defendant's Motion to Dismiss, Denying Plaintiff's
14 Motion for Remand, and Denying Plaintiff's Leave to File Amended Complaint as to Defendant
15 Bradley. Accordingly, the Case Management Conference is now scheduled for Wednesday,
16 January 18, 2006.

17 Pursuant to Local Rule 16-10(a), lead trial counsel for both parties must attend the
18 CMC. The rule also provides that any requests to appear telephonically must be filed and
19 served at least five days prior to the conference. Because Defendant's lead counsel, Frank L.
20 Kollman, Esquire, resides and works in Baltimore, Maryland, Defendant respectfully requests
21 that he be permitted to attend the CMC telephonically. Plaintiff's counsel stipulates and agrees
22 to Defendant's request.

23 Therefore, the parties hereby stipulate and respectfully request that the Court permit
24 Defendant's lead trial counsel, Frank L. Kollman, to attend the CMC on January 18, 2006 by
25 telephone.

26 IT IS SO STIPULATED.
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1 Dated: January 6, 2006

2 CARTER, CARTER & FRIES

BAYER & BORLASE

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4 By: /s/Michelle Q. Carter
Michelle Q. Carter
5 Attorneys for Defendant

By: /s/Alan B. Bayer
Alan B. Bayer
Attorneys for Plaintiff

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7 Pursuant to stipulation and with good cause shown, IT IS SO ORDERED.

8 Dated: January 12, 2006

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10 Honorable Edward M. Chen
United States Magistrate
United States District Court
Northern District of California

